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PTO/SB/21 (08-03)
Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

TRANSMITTAL FORM (to be used for all correspondence after initial filing)		Application Number	09/746,192
		Filing Date	December 21, 2000
		First Named Inventor	James A. Parker, et al.
		Group Art Unit	2876
		Examiner Name	Le, Thien Minh
Total Number of Pages in This Submission	11	Attorney Docket Number	283-205.03CON

ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): One check for \$180 (IDS Fee), PTO/SB/08A Information Disclosure Statement (2 pgs.), PTO/SB/08B Information Disclosure Statement (2 pgs.), One copy of cited references AP-AV and BI, and return mail room postcard.
Remarks		The Commissioner is authorized to charge any additional fees to Deposit Account No. 50-0289.
Express Mail Label No. EV 561775215US		

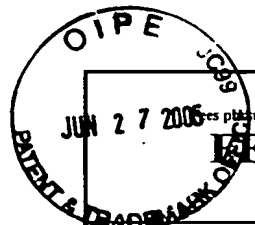
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm and Individual name	Wall Marjama & Bilinski LLP	
	George S. Blasiak	Reg. No. 37,283
Signature		
Date	June 27, 2005	

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as express mail (Express Mail Label No. EV561775215US) in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date: June 27, 2005			
Typed or printed name	Jeannine C. Schirripa		
Signature		Date	June 27, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
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Effective on 12/03/2004.
As pursuant to the Consolidated Appropriations Act. 2005 (H.R. 4818).

FEE TRANSMITTAL

For FY 2005

Complete if Known

Application Number	09/746,192
Filing Date	December 21, 2000
First Named Inventor	James A. Parker, et al.
Examiner Name	Le, Thien Minh
Art Unit	2876
Attorney Docket No.	283-205.03CON

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT \$180.00

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METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____

☒ Deposit Account Deposit Account Number: 50-0289 Deposit Account Name: Wall Mariama & Bilinski LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

- ☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee
☒ Charge any additional fee(s) or underpayments ☒ Credit any overpayments of fee(s) under 37 CFR 1.16 and 1.17

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES

							Entity	
Fee Description							Fee (\$)	Fee (\$)
Each claim over 20 or, for Reissues, each claim over 20 and more than in the original patent							50	25
Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent							200	100
Multiple dependent claims							360	180
Total Claims		Extra Claims		Fee (\$)		Fee Paid (\$)	Multiple Dependent Claims	
	- 20 or HP =		x		=		Fee (\$)	Fee Paid (\$)
HP= highest paid number of total claims paid for, if greater than 20								
Indep. Claims		Extra Claims		Fee (\$)		Fee Paid (\$)		
	- 3 or HP =		x		=			
HP =highest number of independent claims paid for, if greater than 3								

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a) (1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	/ 50 =	(round up to a whole number) x	=	

4. OTHER FEES

	Fees Paid (\$)
Non-English Specification, \$130 fee (no small entity discount)	
Other: Information Disclosure Statement Fee	\$180.00

SUBMITTED BY

Signature		Registration No. 37,283 (Attorney/Agent)	Telephone 315-425-9000
Name (Print/Type)	George S. Blasiak		Date June 27, 2005

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time your require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PATENT
Express Mail Label No.: EV561775215US
Attorney Docket No.: 283-205.03CON

On June 27, 2005

WALL MARJAMA & BILINSKI LLP

By: Jeannine C. Schirripa
Jeannine C. Schirripa



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

James A. Parker, et al.

Application No.: 09/746,192

Filed: December 21, 2000

For: Reprogrammable Optical Reader

Examiner: Thien Minh Le

Art Unit: 2876

INFORMATION DISCLOSURE
STATEMENT UNDER 37 CFR §1.97 and
§1.98

Mail Stop: Amendment
Commissioner of Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

The references cited on attached forms PTO/SB/08A and PTO/SB/08B are being called to the attention of the Examiner. Copies of references AP-AV and BI are enclosed. References AA-AV are references of record in commonly assigned U.S. Patent No. 5,723,853 while references AW-BH are references of record in commonly assigned U.S. Patent No. 5,942,741. Also submitted with the present Information Disclosure Statement is reference BI, a report summarizing references cited by the applicants or the Examiner in applications of which priority is claimed. Examiners have a duty to consider art references of parent applications. See 37 CFR

§1.98(d); MPEP §609. The Examiner is respectfully requested to initial the box adjacent to the BI reference listing to indicate that the Examiner has considered the references of record in applications of which priority is claimed under 35 USC §120. A report summarizing references of record in parent applications was submitted as reference LW in an Information Disclosure Statement dated June 20, 2005. Reference BI is essentially the same as the report designated reference LW in the June 20, 2005 Information Disclosure Statement except that the present report designated as reference BI more completely summarizes the references of record in parent application no. 09/385,597.

It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR §1.97(h), no inference should be made that the information and references cited are material to patentability. Also, no inference should be made that a reference is prior art merely because it is included in this statement. Under 37 CFR §1.97(g), the submission of an information disclosure statement should not be considered as representation that a search has been made.

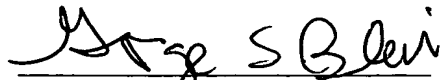
Applicant believes that a fee is required for submission of this statement. A check in the amount of \$180.00 is enclosed.

The Commissioner is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to Deposit Account No. 50-0289.

Respectfully submitted,

WALL MARJAMA & BILINSKI LLP

Date: June 27, 2005



George S. Blasiak

Registration No. 37,283

WALL MARJAMA & BILINSKI LLP

101 South Salina Street

Suite 400

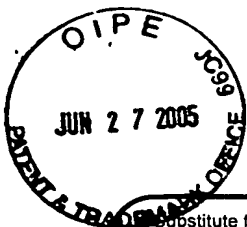
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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Express Mail No. EV561775215US

(use as many sheets as necessary)

Sheet 1 of 1

Complete if Known

Application Number	09/746,192
Filing Date	December 21, 2000
First Named Inventor	James A. Parker, et al.
Art Unit	2876
Examiner Name	Thien Minh Le
Attorney Docket Number	283-205.03CON

U.S. PATENT DOCUMENTS

Examiner	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number Kind Code ² (if known)			
	AA	US-4,075,461	02-1978	Wu et al.	
	AB	US-4,251,798	02-1981	Swartz et al.	
	AC	US-4,289,957	09-1981	Neyroud et al.	
	AD	US-4,782,220	11-1988	Shuren	
	AE	US-4,825,057	04-1989	Swartz et al.	
	AF	US-4,835,713	05-1989	Pastor	
	AG	US-4,893,333	01-1990	Baran et al.	
	AH	US-4,973,829	11-1990	Ishida et al.	
	AI	US-5,159,635	10-1992	Wang	
	AJ	US-5,196,686	03-1993	Leister	
	AK	US-5,208,449	05-1993	Eastman et al.	
	AL	US-5,241,164	08-1993	Pavlidis et al.	
	AM	US-5,243,655	09-1993	Wang	
	AN	US-5,247,166	09-1993	Gannon et al.	
	AO	US-5,291,564	03-1994	Shah et al.	

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³	Number ⁴	Kind Code ⁵ (if known)				
	AP	EP	0 385 478 A2		09-05-1990	Symbol Technologies, Inc.		<input type="checkbox"/>
	AQ	EP	0 385 478 A3		09-05-1990	Symbol Technologies, Inc.		<input type="checkbox"/>
	AR	EP	0 561 334 A2		09-22-1993	Symbol Technologies, Inc.		<input type="checkbox"/>
	AS	EP	0 571 892 A2		12-01-1993	United Parcel Service of America, Inc.		
	AT	EP	0 584 559 A2		03-02-1994	United Parcel Service of America, Inc.		

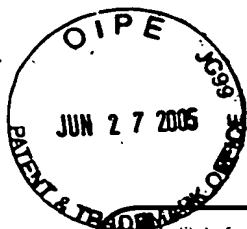
Examiner
Signature

Date
Considered

* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² Kind Codes of U.S. Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231



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STATEMENT BY APPLICANT**

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Application Number	09/746,192
Filing Date	December 21, 2000
First Named Inventor	James A. Parker, et al.
Art Unit	2876
Examiner Name	Thien Minh Le
Attorney Docket Number	283-205.03CON

OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS

Examiner Initials *	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	AU	WELCH ALLYN, Hand Held CCD Scanner/Decoder, SCANTEAM 3000 Instant Interface Series, July 1994, 2pgs.	
	AV	SYMBOL EXPRESS, 1995 Product Catalog, January 1995, 4pgs.	

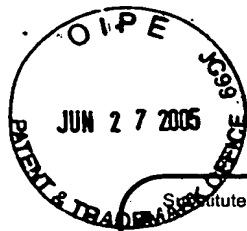
Examiner Signature		Date Considered	
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¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached.

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Sheet 1 of 1

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U.S. PATENT DOCUMENTS

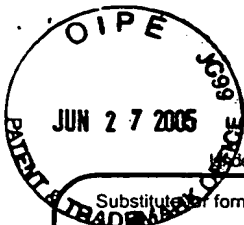
Examiner	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number Kind Code ² (if known)			
	AW	US-5,241,164	08-31-1993	Pavlidis et al.	
	AX	US-5,262,626	11-16-1993	Goren et al.	
	AY	US-5,278,398	01-11-1994	Pavlidis	
	AZ	US-5,466,921	11-14-1995	Lapinski et al.	
	BA	US-5,481,103	01-02-1996	Wang	
	BB	US-5,493,108	02-20-1996	Cherry et al.	
	BC	US-5,495,097	02-27-1996	Katz et al.	
	BD	US-5,510,604	04-23-1996	England	
	BE	US-5,548,107	08-20-1996	Lapinski et al.	
	BF	US-5,548,108	08-20-1996	Moldskred et al.	
	BG	US-5,686,715	11-11-1997	Watanabe et al.	
	BH	US-5,821,519	10-13-1998	Lee et al.	

Examiner
SignatureDate
Considered

¹ EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

² Applicant's unique citation designation number (optional). ³ Kind Codes of U.S. Patent Documents at www.uspto.gov or MPEP 901.04. ⁴ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁵ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁶ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁷ Applicant is to place a check mark here if English language Translation is attached.

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Sheet 1 of 1

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Art Unit	2876
Examiner Name	Thien Minh Le
Attorney Docket Number	283-205.03CON

OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS

Examiner Initials *	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	BI	REPORT BY APPLICANT, Report summarizing references of record in applications of which priority is claimed (Application No. 09/385,597, 08/839,020, 08/697,913), June 2005	

Examiner Signature		Date Considered	
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